DEC 27 1999 & Attorney Docket 20.: 9045-2-

<u>PATENT</u>

#61/3/00

## IN THE UNIFED STATES PATENT AND TRADEMARK OFFICE

In re: Application of Barry et al.

Examiner: J. Hayes

Serial No.: 09/283,702

Group Art Unit: 2761

Filed: April 1, 1999

SYSTEMS, METHODS, AND COMPUTER PROGRAM PRODUCTS FOR GUIDING

THE SELECTION OF THERAPEUTIC TREATMENT REGIMENS

Date: December 22, 1999

BOX NON-FEE AMENDMENT Assistant Commissioner for Patents Washington, D.C. 20231

J.C. 20231

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DEC 30 1999

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REQUEST FOR APPROVAL OF DRAWING CORRECTION UNDER 37 C.F.R. § 1.123

Sir:

For:

It is respectfully requested that the Examiner approve the proposed change to Figure 12B of the above-identified application and as indicated in red ink on the attached copy. Upon receiving an indication of approval of this proposed change from the Examiner, Applicant will submit new formal drawing.

Respectfully submitted,

Kenneth D. Sibley

Registration No. 31,665

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Raleigh, NC 27627

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**CERTIFICATE OF MAILING** 

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box Non-Fee Amendment, Assistant Commissioner for Patents, Washington, DC 20231, on December 22, 1999.

Kenneth D. Sibley

Date of Signature. December 22, 1999

Attorney Docket No.: 9045-2 DEC

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## IN THE UNITED STATES BATENT AND TRADEMARK OFFICE

#7

In re: Application of Barry et al. Serial No.: 09/283,702

Examiner: J. Hayes Group Art Unit: 2761

Filed: April 1, 1999

For: SYSTEMS

SYSTEMS, METHODS, AND COMPUTER PROGRAM PRODUCTS FOR GUIDING

THE SELECTION OF THERAPEUTIC TREATMENT REGIMENS

Date: December 22, 1999

BOX NON-FEE AMENDMENT Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

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Transmitted herewith is an AMENDMENT AND RESPONSE in the above-identified patent application.

$\boxtimes$	Small entity status of this application under 37 C.F.R. §§ 1.9 and 1.27 has been
	established by a verified statement previously submitted.
	A verified statement to establish small entity status under 37 C.F.R. §§ 1.9 and 1.27 is
	enclosed.
$\boxtimes$	No additional fee is required.
$\boxtimes$	Other: Request for Approval of Drawing Correction (Fig. 12B)
	. 1 1

The fee has been calculated as shown below:

(COL. 1)		(COL. 2)	(COL. 3)	SMALL ENTITY		OTHER THAN A SMALL ENTITY	
	Claims Remaining After Amendment	Highest Number Previously Paid For	Present Extra	RATE	ADDIT. FEE	OR RATE	ADDIT. FEE
Total	*66 -	** 69	= 0	x 09=	\$0	x 18=	\$ 0
Indep	*3 -	*** 3	= 0	x 39=	\$ 0	x 78=	\$ 0
I —	ST PRESENTA C. CLAIM	ATION OF MU	JLTIPLE	+130=	\$0	+260=	\$ 0
			Total Add. Fe	e \$ 0	OR Total	\$ 0	

<sup>\*</sup> If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

<sup>\*\*\*</sup> If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior Amendment or the number of claims originally filed.

In re: Barry et al. Serial No.: 09/283,702 Filed: 1 April 1999

Page 2

<ul> <li>Please charge my Deposit Account No. in the amount of \$</li> <li>A check in the amount \$0.00 to cover the additional fee is enclosed.</li> <li>The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0220.</li> <li>Any additional filing fees required under 37 C.F.R. § 1.16 for the presentation of extra claims.</li> </ul>								
<ul> <li>☐ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0220.</li> <li>☐ Any additional filing fees required under 37 C.F.R. § 1.16 for the presentation of extra claims.</li> </ul>		Please charge my Deposit Account No. in the amount of \$						
this communication or credit any overpayment to Deposit Account No. 50-0220.  Any additional filing fees required under 37 C.F.R. § 1.16 for the presentation of extra claims.		A check in the amount \$0.00 to cover the additional fee is enclosed.						
IXI ANV DATENT ADDITIONED DESCESSING TEES UNGEL 3 / V. F.K. O. L. I./.	$\boxtimes$	this communication or credit any overpayment to Deposit Account No. 50-0220.  Any additional filing fees required under 37 C.F.R. § 1.16 for the presentation of extra						

Respectfully submitted,

Kenneth D. Sibley Registration No. 30,665 Attorney of Record

Correspondence Address: USPTO Customer No.: 20792 Myers Bigel Sibley & Sajovec Post Office Box 37428 Raleigh, North Carolina 27627 Telephone 919- 854-1400 Facsimile (919) 854-1401

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December 22, 1999.

Kenneth D. Sibley

Date of Signature: December 22, 199